

01 JUN 25 2003 PATENT & TRADEMARK OFFICE
Attorney Docket No. 02133/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): TATSUTA, Seiji et al.

Serial No. : 10/086,422

Filed : March 1, 2002

For : CODE READING APPARATUS,
ENTERTAINING SYSTEM AND
RECORDING MEDIUM

Art Unit : 2876

Examiner : NGUYEN, Kimberly D.

**INFORMATION DISCLOSURE STATEMENT
WITH STATEMENT UNDER 37 CFR 1.97(e)
AND STATEMENT UNDER 37 CFR 1.704(d)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of a European Search Report issued in the counterpart European application;
- (2) Copies of the cited publications; and
- (3) Form PTO/SB/08A. It is requested that an initialed copy of the Form PTO/SB/08A be returned to indicate that the publications listed therein have been considered and made of record.

Said communication is in English, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609 III A(3)).

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I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the dated noted below.

Date of Deposit: June 23, 2003

Nalini P. Sahadeo

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

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STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of June 3, 2003. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

STATEMENT UNDER 37 CFR 1.704(d)

Each item of information contained in this Information Disclosure Statement was cited in said communication from a foreign patent office in a counterpart application, and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the present Information Disclosure Statement.

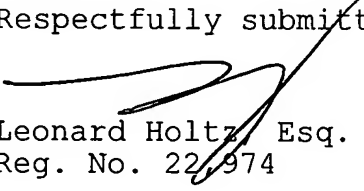
It is respectfully requested that the Examiner consider the documents submitted herewith and return an initialed form PTO/SB/08A to confirm that the documents have been considered and made of record.

NOT A RESPONSE TO OFFICE ACTION

This paper is not a response to the outstanding Office Action mailed May 8, 2003. A response to said outstanding Office Action will be timely filed in due course.

This Information Disclosure Statement is being filed at this time in order to comply with 37 C.F.R. 1.97(e) and in order to obtain the benefit of 37 C.F.R. 1.704 (d). Moreover, since a proper Statement under 37 C.F.R. 1.97(e) is included herein, and since the outstanding Office Action is not final rejection, no fee is required in connection with consideration of this Information Disclosure Statement by the Examiner.

Respectfully submitted,


Leonard Holtz, Esq.
Reg. No. 22,974

Encls.

Dated: June 23, 2003

Frishauf, Holtz, Goodman & Chick, P.C.
767 Third Avenue, 25th Floor
New York, New York 10017-2023
Tel. No. (212) 319-4900
Fax. No. (212) 319-5101
LH/sdf

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|---|---|----|----------------------|------------------------|---------------------|----------|
| Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT | | | Application Number | | 10/086,422 | |
| | | | Filing Date | | March 1, 2002 | |
| | | | First Named Inventor | | Seiji TATSUTA | |
| | | | Group Art Unit | | 2876 | |
| | | | Examiner Name | | NGUYEN, Kimberly D. | |
| Sheet | 1 | of | 2 | Attorney Docket Number | | 02133/LH |

U.S. PATENT DOCUMENTS

| Exam. Inits* | Cite No ¹ | Document Number | Kind Code ² | Name of Patentee or Applicant | Publication Date MM-DD-YYYY | Relevant Portion |
|--------------|----------------------|-----------------|------------------------|-------------------------------|-----------------------------|------------------|
| | A | 5,772,213 | A | MCGLEW, John J. | 6/30/98 | |

FOREIGN PATENT DOCUMENTS

| Exam Inits* | Cite No ¹ | Offc ³ | Document Number ⁴ | Kind Code ⁵ | Name of Patentee or Applicant | Publication Date MM-DD-YYYY | Relevant Portion | T ⁶ |
|-------------|----------------------|-------------------|------------------------------|------------------------|-------------------------------|-----------------------------|------------------|----------------|
| | B | EP | 0 480 268 | A2 | TABUCHI, Yoichi | 5/15/92 | | |

Examiner Signature

Date Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Place a check here if English translation is attached.

DATE MAILED: June 23, 2003

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